

SHIPPED: 11-28-55 and 3-28-56, from Wichita, Kans.
LIBELED: 1-29-57, N. Dist. Okla.; amended libel 2-11-57.
CHARGE: 402 (a) (3)—contained insects while held for sale.
DISPOSITION: 3-13-57. Default—destruction.

MISCELLANEOUS CEREALS*

23915. Unpopped popcorn. (F. D. C. No. 40118. S. Nos. 53-903/6 M.)

QUANTITY: 116 cases, 24 10-oz. jars, 27 cases, 24 10-oz. bags each, 12 cases, 12 2-lb. bags each, and 23 cases, 24 10-oz. cans each, at New Orleans, La.

SHIPPED: 9-14-56 and 10-18-56, from Cedar Rapids, Iowa.

LIBELED: 4-2-57, E. Dist. La.

CHARGE: 402 (a) (3)—contained insects, insect excreta, webbing and moldy kernels while held for sale.

DISPOSITION: 6-3-57. Default—destruction.

23916. Rice. (F. D. C. No. 40073. S. No. 63-669 M.)

QUANTITY: 25 100-lb. bags at Salt Lake City, Utah, in possession of Utah Wholesale Grocery Co.

SHIPPED: 2-15-57, from De Witt, Ark.

LIBELED: 4-3-57, Dist. Utah.

CHARGE: 402 (a) (3)—contained bird excreta; and 402 (a) (4)—held under insanitary conditions.

DISPOSITION: 8-8-57. Default—delivered to a public institution, for use as hog feed.

23917. Rice. (F. D. C. No. 40129. S. Nos. 57-297/8 M.)

QUANTITY: 238 10-lb. bags at Conway, S. C. in possession of Massey-Hite Wholesale Co.

SHIPPED: 1-22-57 and 2-16-57, from Abbeville, La., and Stuttgart, Ark.

LIBELED: 4-9-57, E. Dist. S. C.

CHARGE: 402 (a) (3)—contained rodent pellets and rodent urine; and 402 (a) (4)—held under insanitary conditions.

DISPOSITION: 6-11-57. Default—consumption by animals.

23918. Rice and peanut butter. (F. D. C. No. 39660. S. Nos. 34-905 M, 34-909 M.)

QUANTITY: 12 cases, 40 24-oz. bags each, of rice and 10 cases, 24 13-oz. jars each, and 8 cases, 24 8½-oz. jars each, of peanut butter at Newport, Tenn.

SHIPPED: During 1945 and on 11-4-55, from Houston, Tex., and Suffolk, Va.

LIBELED: 11-2-56, E. Dist. Tenn.

CHARGE: 402 (a) (3)—while held for sale the rice contained insects, and the peanut butter contained rancid oil.

DISPOSITION: 12-12-56. Default—destruction.

23919. Rice and flour. (F. D. C. No. 39606. S. Nos. 57-990 M, 57-993/4 M.)

QUANTITY: 21 100-lb. bags of rice and 27 100-lb. bags of flour at North Kansas City, Mo., in the possession of Hershey Wholesale Grocery Co.

*See also Nos. 23959, 23972.

SHIPPED: 9-7-56, (rice), from Carlisle, Ark.; and 9-6-56, (flour), from Wichita, Kans.

LIBELED: On or about 10-26-56, W. Dist. Mo.

CHARGE: 402 (a) (3)—both articles contained rodent urine, and rice also contained rodent excreta and insects; and 402 (a) (4)—held under insanitary conditions.

DISPOSITION: 12-4-56. Default—consumption by animals.

23920. Rice and fried noodles. (F. D. C. No. 39361. S. Nos. 26-362 M, 40-464 M.)

INFORMATION FILED: 12-7-56, Dist. Minn., against Warren S. Woo, t/a Peking Food Products Co., Minneapolis, Minn.

ALLEGED VIOLATION: Between 5-9-56 and 7-13-56, while quantities of rice were being held for sale after shipment in interstate commerce, the defendant caused the article to be placed in a building that was accessible to rodents and to be exposed to contamination by rodents, which acts resulted in the article being adulterated. The information also alleged that on 7-9-56, the defendant shipped adulterated fried noodles from Minnesota to Wisconsin.

CHARGE: 402 (a) (3)—the rice contained rodent urine and rodent excreta, and the noodles contained rodent hair fragments; and 402 (a) (4)—the rice was held, and the noodles were prepared and packed, under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 4-17-57. Jail sentence of 1 year suspended. Defendant placed on probation for 2 years, on condition he sell his business within a reasonable time or clean up the building to the satisfaction of the probation officer and health officials.

23921. Wheat (4 seizure actions). (F. D. C. Nos. 40087, 40090, 40234. S. Nos. 20-860 M, 34-464 M, 34-466 M, 58-280 M, and 77-930 M.)

QUANTITY: 314,100 lbs. at Council Bluffs, Iowa, and 216,000 lbs. at North Kansas City, Mo.

SHIPPED: Between 4-3-57 and 4-19-57, from Bruning, Nebr. by Bruning Mills, Inc.

LIBELED: Between 4-16-57 and 4-30-57, S. Dist. Iowa and W. Dist. Mo.

CHARGE: 402 (a) (3)—contained insect-damaged kernels and rodent excreta when shipped.

DISPOSITION: 4-29-57 and 5-6-57. Consent—claimed by Bruning Mills, Inc., and converted to animal feed.

23922. Wheat. (F. D. C. No. 40066. S. No. 58-872 M.)

QUANTITY: 103,800 lbs. at Minneapolis, Minn.

SHIPPED: 3-18-57, from Minneapolis, Minn., by Walsh Grain Co., and consigned to Kansas City, Mo.

LIBELED: 3-22-57, Dist. Minn.

CHARGE: 402 (a) (3)—contained rodent pellets when shipped.

DISPOSITION: 5-10-57. Consent—claimed by Walsh Grain Co. and denatured for use as animal feed.

23923. Wheat. (F. D. C. No. 40085. S. No. 56-877 M.)

QUANTITY: 86,000 lbs. at Minneapolis, Minn.

SHIPPED: 3-22-57, from Watertown, S. Dak., by Watertown Milling Co.